

# EXHIBIT

District Court, Clark County, Nevada  
Complaint & Summons  
A-16-747788-C

**SUMM**

ANTHONY P. SGRO, ESQ  
Nevada Bar No. 003811  
ANDREW D. SEDLOCK, ESQ.  
Nevada Bar No. 9183  
PATTI, SGRO & ROGER  
720 S. Seventh Street, Third Floor  
Las Vegas, Nevada 89101  
Telephone: (702) 385-9595  
Facsimile: (702) 386-2737  
asedlock@psrlegal.com  
*Attorneys for Plaintiff*

**DISTRICT COURT**

**CLARK COUNTY, NEVADA**

DARWIN MAZARIEGOS-DIAZ, an  
individual,

Plaintiff,

vs.

LAUREN NICHOLE PARNELL, an  
individual; JESSICA JACOBSEN, an  
individual; DOES I through XV; and ROE  
Corporations I through X, inclusive,

Defendants.

CASE NO.: A-16-747788-C

DEPT. NO.: XXIX

**SUMMONS - CIVIL**

**LAUREN NICHELE PARNELL**

**NOTICE! YOU HAVE BEEN SUED. THE COURT MAY DECIDE AGAINST YOU  
WITHOUT YOUR BEING HEARD UNLESS YOU RESPOND WITHIN 20 DAYS.  
READ THE INFORMATION BELOW.**

**TO THE DEFENDANT(S):** A civil Complaint has been filed by the Plaintiff(s) against you  
for the relief set forth in the Complaint.

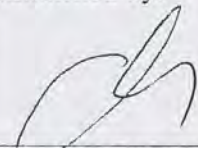
1. If you intend to defend this lawsuit, within 20 days after this Summons is served  
on you, exclusive of the day of service, you must do the following:
  - (a) File with the Clerk of this Court, whose address is shown below, a formal

1 written response to the Complaint in accordance with the rules of the Court,  
2 with the appropriate filing fee.

3 (b) Serve a copy of your response upon the attorney whose name and address is  
4 shown below.

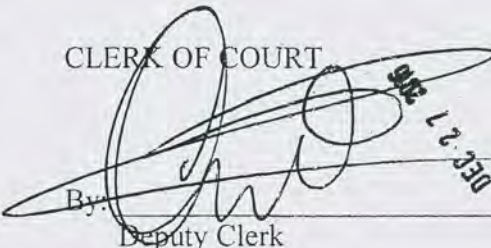
- 5 2. Unless you respond, your default will be entered upon application of the  
6 Plaintiff(s) and failure to so respond will result in a judgment of default against  
7 you for the relief demanded in the Complaint, which could result in the taking  
8 of money or property or other relief requested in the Complaint.
- 9 3. If you intend to seek the advice of an attorney in this matter, you should do so  
10 promptly so that your response may be filed on time.
- 11 4. The State of Nevada, its political subdivisions, agencies, officers, employees,  
12 board members, commission members and legislators each have 45 days after  
13 service of this Summons within which to file an Answer or other responsive  
14 pleading to the Complaint.

15 Submitted by:

16 

18 ANTHONY P. SGRO, ESQ  
19 Nevada Bar No. 003811  
20 ANDREW D. SEDLOCK, ESQ.  
21 Nevada Bar No. 9183  
22 PATTI, SGRO & ROGER  
23 720 S. Seventh Street, Third Floor  
24 Las Vegas, Nevada 89101  
25 *Attorneys for Plaintiff*

CLERK OF COURT

By: 

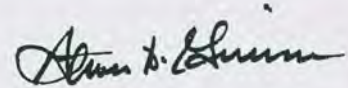
Deputy Clerk

Date

26  
27  
28  
**NOTE: When service is by publication, add a brief statement of the object of the action.  
See Nevada Rules of Civil Procedure 4(b).**



Electronically Filed  
12/08/2016 10:12:38 AM

  
CLERK OF THE COURT

COM

ANTHONY P. SGRO, ESQ.  
Nevada Bar No. 003811  
ANDREW D. SEDLOCK, ESQ.  
Nevada Bar No. 9183  
PATTI, SGRO & ROGER  
720 S. Seventh Street, Third Floor  
Las Vegas, Nevada 89101  
Telephone: (702) 385-9595  
Facsimile: (702) 386-2737  
Attorneys for Plaintiff  
asedlock@psrlegal.com

DISTRICT COURT

CLARK COUNTY, NEVADA

DARWIN MAZARIEGOS-DIAZ, an  
individual,

Plaintiff,

vs.

LAUREN NICHOLE PARNELL, an  
individual; JESSICA JACOBSEN, an  
individual; DOES I through XV; and ROE  
Corporations I through X, inclusive,

Defendants.

CASE NO.: A-16-747788-C  
DEPT. NO.: XXIX

PLAINTIFF'S COMPLAINT

COMES NOW the Plaintiff, DARWIN MAZARIEGOS-DIAZ, by and through his attorneys, ANTHONY P. SGRO, ESQ., and ANDREW D. SEDLOCK, ESQ., of the law firm of PATTI, SGRO & ROGER, and for causes of action against Defendants, LAUREN NICHOLE PARNELL, JESSICA JACOBSEN, DOES I through XV, and ROE CORPORATIONS I through X, inclusive, and jointly and severally, alleges as follows:

///

///

**GENERAL ALLEGATIONS**

1  
2 1. At all times relevant hereto, Plaintiff DARWIN MAZARIEGOS-DIAZ was and is a  
3 resident of Clark County, State of Nevada, and the events as described herein occurred in Clark  
4 County, Nevada.  
5

6 2. Upon information and belief, Defendant LAUREN NICHOLE PARNELL  
7 (hereinafter "Parnell"), is a resident of Clark County, State of Nevada, and the events as  
8 described herein occurred in Clark County, Nevada.  
9

10 3. Upon information and belief, at all times relevant hereto, Defendant JESSICA  
11 JACOBSEN (hereinafter "Jacobsen"), was and is a resident of Clark County, State of Nevada,  
12 and the events as described herein occurred in Clark County, Nevada.

13 4. The true names or capacities, whether individual, corporate, associate, or otherwise,  
14 of Defendants DOES I through XV and ROE CORPORATIONS I through X are unknown to  
15 Plaintiff, who therefore sues said Defendants by such fictitious names;  
16

17 5. Plaintiff is informed and believes, and therefore alleges, that each of the Defendants  
18 designated herein as DOE or ROE is responsible in some manner for the events and  
19 happenings referred to herein, and caused damages proximately to the Plaintiff as herein  
20 alleged, and Plaintiff will ask leave of this Court to amend his Complaint to insert the true  
21 names and capacities of DOES I through XV, and ROE CORPORATIONS I through X, when  
22 the same have been ascertained and to join such Defendants in this action.  
23

24 6. Plaintiff is informed and believes that DOES I through XV are owners, operators, and  
25 lessors, or individuals otherwise in possession and control of, the motor vehicles herein  
26 alleged, who maintain the motor vehicles herein alleged, and/or are individuals otherwise  
27 within the flow of traffic related hereto.  
28



1       7. Plaintiff is informed and believes that ROE CORPORATIONS I through V are  
2 owners, lessors, and/or maintainers of the motor vehicles herein alleged, and/or are in some  
3 manner responsible for the actions and omissions of their employees, agents, assigns, lessees,  
4 and/or predecessors or successors in interest related hereto.

5  
6       8. Plaintiff is informed and believes that ROE CORPORATIONS VI through X are  
7 insurers of Plaintiff and/or the motor vehicles and/or parties herein alleged and provided  
8 insurance to include, but not limited to, uninsured and underinsured motor coverage, umbrella,  
9 disability, death and funeral benefits, medical payments, and/or other insurance for Plaintiff  
10 and/or any party hereto.

11  
12                   **FACTS COMMON TO ALL CAUSES OF ACTION**

13       9. Plaintiff realleges and incorporates by reference herein all prior Paragraphs of this  
14 Complaint.

15  
16       10. On or about May 19, 2015, Plaintiff was lawfully operating his vehicle on Interstate  
17 15 in Las Vegas, Nevada, traveling south.

18       11. Parnell also was traveling south on I-15, one lane over from Plaintiff.

19       12. Parnell made an unsafe lane change into Plaintiff's lane.

20  
21       13. As a result of her failure to exercise reasonable care, Parnell collided with Plaintiff's  
22 vehicle.

23       14. Parnell was found to be at fault for the accident, and was issued a citation by Nevada  
24 Highway Patrol for making an unsafe lane change in violation of NRS 484B.223.

25       15. Plaintiff was not issued a citation for the accident.

26  
27       16. Defendant Jacobsen is the registered owner of the vehicle Parnell was driving in the  
28 accident with Plaintiff.

1       17. As a result of the impact of the accident, Plaintiff suffered personal injuries to his  
2 body, including but not limited to his head, neck, and back.

3       18. As a result of said injuries, Plaintiff received treatment and engaged the services of  
4 physicians to provide him with care and treatment.

5       19. Said injuries have caused Plaintiff severe pain and suffering and will potentially  
6 require future treatment.

7       20. Plaintiff has suffered damages in an amount in excess of \$10,000.00.

8       21. Plaintiff has been required to retain the services of the law firm of PATTI, SGRO &  
9 ROGER to prosecute this action, and therefore is entitled to reasonable attorney's fees and  
10 costs.  
11

12  
13                   **FIRST CAUSE OF ACTION: NEGLIGENCE**

14       22. Plaintiff realleges and incorporates by reference herein all prior Paragraphs of this  
15 Complaint.  
16

17       23. Parnell owed Plaintiff a duty to exercise due care in operating a motor vehicle on a  
18 public roadway, and said actions described above were a breach of Parnell's duty to use due  
19 care.  
20

21       24. As a direct and proximate result of the negligence, carelessness, recklessness,  
22 wantonness, and willfulness of Parnell, Plaintiff suffered personal injuries to his body,  
23 including but not limited to his head, neck, and back.

24       25. As a direct and proximate result of the negligence, carelessness, recklessness,  
25 wantonness, and willfulness of Parnell, Plaintiff required medical care to treat injuries  
26 sustained in the motor vehicle accident and will require future treatment, the cost of which  
27 exceeds \$10,000.00.  
28



1       26. Since the accident, Plaintiff has experienced pain and suffering, all to his general  
2 damages in excess of \$10,000.00.

3       27. Plaintiff has been required to retain the services of the law firm of PATTI, SGRO &  
4 ROGER to prosecute this action, and is entitled to reasonable attorney's fees and costs.  
5

6                   **SECOND CAUSE OF ACTION: NEGLIGENCE PER SE**

7       28. Plaintiff realleges and incorporates by reference herein all prior Paragraphs of this  
8 Complaint.  
9

10       29. Parnell owed Plaintiff a duty to exercise due care in operating a motor vehicle on a  
11 public roadway.

12       30. Parnell owed Plaintiff a duty to maintain appropriate speed and distance, along with a  
13 duty to properly observe traffic lanes, traffic control devices, and posted signs.

14       31. Parnell's actions were in direction violation of Nevada Revised Statutes, and  
15 therefore constitute negligence per se.  
16

17       32. Such statutory provisions were enacted to protect the general public while on the  
18 roadways of the State of Nevada.

19       33. Plaintiff was and is a member of the class(es) these Nevada Revised Statutes were  
20 intended to protect.  
21

22       34. As a direct and proximate result of the negligence, carelessness, recklessness,  
23 wantonness, and willfulness of Parnell, Plaintiff suffered severe and serious personal bodily  
24 injuries, including but not limited to his head, neck, and back.

25       35. As a result of said injuries, Plaintiff has been required to engage the services of  
26 physicians to provide him with care and treatment.  
27  
28



1 36. Plaintiff is entitled to reimbursement for her bills incurred for the medical treatment  
2 and therapy of injuries related to the accident caused by Parnell.

3 37. Since the accident, Plaintiff has experienced pain and suffering, all to his general  
4 damages in excess of \$10,000.00.

5 38. Plaintiff has been required to retain the services of the law firm of PATTI, SGRO &  
6 ROGER to prosecute this action, and is entitled to reasonable attorney's fees and costs.

7 **THIRD CAUSE OF ACTION: NEGLIGENT ENTRUSTMENT**

8  
9 39. Plaintiff realleges and incorporates by reference herein all prior Paragraphs of this  
10 Complaint.

11 40. Jacobsen knowingly entrusted the use of her vehicle to Parnell.

12 41. Jacobsen knew or should have known that Parnell was an inexperienced and/or  
13 incapable driver.

14 42. Jacobsen owed Plaintiff a duty to exercise due care in entrusting her vehicle to  
15 Parnell, and breached this duty.

16 43. As a direct and proximate result of the negligence, carelessness, recklessness,  
17 wantonness, and willfulness of Jacobsen, Plaintiff suffered multiple bodily injuries.

18 44. As a result of said injuries, Plaintiff has been required to engage the services of  
19 medical care providers to provide him with care and treatment.

20 45. Plaintiff is entitled to reimbursement for the bills incurred for medical treatment and  
21 therapy for the injuries related to the accident caused by Jacobsen.

22 46. Since the accident, Plaintiff has experienced pain and suffering, all to his general  
23 damages in excess of \$10,000.00.

1 47. Plaintiff has been required to retain the services of the law firm of PATTI, SGRO &  
2 ROGER to prosecute this action, and is entitled to reasonable attorney's fees and costs.

3 **WHEREFORE**, PLAINTIFF, expressly reserving his right to amend this Complaint at  
4 the time of the trial of the action herein to include all parties and items of damage not yet  
5 ascertained, demands judgment against Defendant Lauren Nichole Parnell, Defendant Jessica  
6 Jacobsen, DOES I through XV, and ROE CORPORATIONS I through X, and each of the  
7 Defendants, jointly and severally, as follows:  
8

- 9
- 10 1. For general damages in an amount in excess of \$10,000.00;
  - 11 2. For special damages in an amount according to proof at trial;
  - 12 3. For lost wages and loss of earning capacity according to proof at trial;
  - 13 4. For an award of punitive damages in an amount to be determined by the trier of fact  
14 within the parameters of NRS 42.005;
  - 15 5. For interest as provided by law;
  - 16 6. For an award of reasonable attorney's fees and costs of suit; and
  - 17 7. For such other and further relief as the Court may deem just and proper.
- 18

19 DATED this 6th day of December, 2016.

20  
21 PATTI, SGRO & ROGER

22 /s/ Andrew D. Sedlock  
23 ANTHONY P. SGRO, ESQ.  
24 Nevada Bar No. 003811  
25 ANDREW D. SEDLOCK, ESQ.  
26 Nevada Bar No. 9183  
27 720 S. Seventh Street, Third Floor  
28 Las Vegas, Nevada 89101  
*Attorneys for Plaintiff*



## DISTRICT COURT CIVIL COVER SHEET

A-16-747788-C

County, Nevada

Case No. \_\_\_\_\_

XXIX

(Assigned by Clerk's Office)

**I. Party Information** (provide both home and mailing addresses if different)

Plaintiff(s) (name/address/phone):

Darwin Mazanegos-Diaz

Defendant(s) (name/address/phone):

Lauren Nichole Parnell

Jessica Jacobsen

Attorney (name/address/phone):

Anthony P. Sgro, Esq.

Patti, Sgro &amp; Roger

720 S. 7th Street, 3rd Floor, Las Vegas, NV 89101

702-385-9595

Attorney (name/address/phone):

**II. Nature of Controversy** (please select the one most applicable filing type below)**Civil Case Filing Types**

Real Property	Negligence	Torts
<b>Landlord/Tenant</b> <input type="checkbox"/> Unlawful Detainer <input type="checkbox"/> Other Landlord/Tenant <b>Title to Property</b> <input type="checkbox"/> Judicial Foreclosure <input type="checkbox"/> Other Title to Property <b>Other Real Property</b> <input type="checkbox"/> Condemnation/Eminent Domain <input type="checkbox"/> Other Real Property	<input checked="" type="checkbox"/> Auto <input type="checkbox"/> Premises Liability <input type="checkbox"/> Other Negligence <b>Malpractice</b> <input type="checkbox"/> Medical/Dental <input type="checkbox"/> Legal <input type="checkbox"/> Accounting <input type="checkbox"/> Other Malpractice	<b>Other Torts</b> <input type="checkbox"/> Product Liability <input type="checkbox"/> Intentional Misconduct <input type="checkbox"/> Employment Tort <input type="checkbox"/> Insurance Tort <input type="checkbox"/> Other Tort
<b>Probate</b> <i>(select case type and estate value)</i> <input type="checkbox"/> Summary Administration <input type="checkbox"/> General Administration <input type="checkbox"/> Special Administration <input type="checkbox"/> Set Aside <input type="checkbox"/> Trust/Conservatorship <input type="checkbox"/> Other Probate <b>Estate Value</b> <input type="checkbox"/> Over \$200,000 <input type="checkbox"/> Between \$100,000 and \$200,000 <input type="checkbox"/> Under \$100,000 or Unknown <input type="checkbox"/> Under \$2,500	<b>Construction Defect &amp; Contract</b> <b>Construction Defect</b> <input type="checkbox"/> Chapter 40 <input type="checkbox"/> Other Construction Defect <b>Contract Case</b> <input type="checkbox"/> Uniform Commercial Code <input type="checkbox"/> Building and Construction <input type="checkbox"/> Insurance Carrier <input type="checkbox"/> Commercial Instrument <input type="checkbox"/> Collection of Accounts <input type="checkbox"/> Employment Contract <input type="checkbox"/> Other Contract	<b>Judicial Review/Appeal</b> <b>Judicial Review</b> <input type="checkbox"/> Foreclosure Mediation Case <input type="checkbox"/> Petition to Seal Records <input type="checkbox"/> Mental Competency <b>Nevada State Agency Appeal</b> <input type="checkbox"/> Department of Motor Vehicle <input type="checkbox"/> Worker's Compensation <input type="checkbox"/> Other Nevada State Agency <b>Appeal Other</b> <input type="checkbox"/> Appeal from Lower Court <input type="checkbox"/> Other Judicial Review/Appeal
<b>Civil Writ</b> <input type="checkbox"/> Writ of Habeas Corpus <input type="checkbox"/> Writ of Mandamus <input type="checkbox"/> Writ of Quo Warrant <input type="checkbox"/> Writ of Prohibition <input type="checkbox"/> Other Civil Writ	<b>Other Civil Filing</b> <input type="checkbox"/> Compromise of Minor's Claim <input type="checkbox"/> Foreign Judgment <input type="checkbox"/> Other Civil Matters	

Business Court filings should be filed using the Business Court civil coversheet.

December 8, 2016

Date

/s/ Andrew D. Sedlock

Signature of initiating party or representative

See other side for family-related case filings.